

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

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In re Application of: Alfred Thomas

Application No.: 10/777,004

Confirmation No.: 3402

Filed: February 10, 2004

Art Unit: 3714

For: BASIC WAGERING GAME HAVING A  
CONTINUOUSLY MODIFIED PAY TABLE

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Examiner: Arthur O. Hall

**RESPONSE TO FINAL OFFICE ACTION DATED AUGUST 27, 2008**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

This is in response to the final Office Action dated August 27, 2008. The shortened statutory period for response is three months from the mailing date, *i.e.*, by November 27, 2008. Applicant is concurrently filing a Petition for Extension of Time, extending the deadline for response to January 27, 2009. Thus, this response is timely. Applicant is also concurrently filing a Request for Continued Examination (RCE). Any fees required for extensions of time and the RCE are hereby authorized to be charged to Deposit Account No. 50-4181.

Please enter the following claim amendments and remarks into the record for this application.

**Amendments to the claims** are reflected in the listing of claims which begins on page 2 of this paper.

**Remarks/Arguments** begin on page 10 of this paper.